

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

SUBRAMANIAN ET AL.

APPLICATION NO.: 10/777,415

FILED: FEBRUARY 11, 2004

FOR: METHODS AND DOSAGE FORMS WITH MODIFIED
VISCOSITY LAYERS

EXAMINER: MAEWALL, S.

ART UNIT: 1615

CONF. NO: 4311

Terminal DisclaimerMail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ALZA Corporation, Assignee of the entire right, title and interest in the above-identified patent application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 014600, Frame 0729, on May 5, 2004, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173, as presently shortened by any terminal disclaimer, of co-pending Application No. 10/754,351, filed on January 9, 2004.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patents and/or patent applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to § 156 and § 173 of the above-listed patents and/or applications, as presently shortened by any terminal disclaimer, in the event that said patent(s)/application(s) later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Authority of Undersigned

The undersigned is authorized to act on behalf of the assignee.

Fee Payment

- ☒ Please charge \$130.00, which covers the Terminal Disclaimer fee under 37 C.F.R. § 1.20 (d), and any other fees necessary for timely filing of this application to Deposit Account No. 10-0750. This paper is being filed in duplicate.

Respectfully submitted,

Date: 1-7-2008


Philip Yip, Registration No.: 37,265
Attorney of Record